

Amendments to Senate Bill No. 148
1st Reading Copy

Requested by Senator Jim Peterson

SENATE LOCAL GOVERNMENT

EXHIBIT NO. 14

DATE 1.26.09

BILL NO. SB148

For the Senate Local Government Committee

Prepared by Leanne Heisel
January 26, 2009 (9:20am)

1. Title, line 11.

Following: "7-21-3107,"

Strike: "AND"

Following: "7-21-3212,"

Insert: "81-4-505, AND 81-4-509,"

2. Page 14.

Following: line 25

Insert: "Section 33. Section 81-4-505, MCA, is amended to read:

"81-4-505. Roundup foreman supervisor -- duties -- bond.

(1) All roundups ~~shall~~ must be under the control and supervision of the board of county commissioners of the county in which the ~~same shall be roundup~~ is held. Roundup districts ~~shall~~ must be numbered in the order of their creation. Each roundup ~~shall~~ must be conducted by ~~some~~ a person designated or employed by the board of county commissioners, whose official designation ~~shall~~ must be "roundup foreman supervisor, roundup district, County, state of Montana".

(2) ~~Such person~~ The roundup supervisor shall maintain his headquarters at the place designated by the board of county commissioners in its order as the headquarters of ~~such the~~ roundup. ~~Such The roundup foreman shall have~~ supervisor has the power to administer oaths and affirmations in all matters coming within the scope of ~~his~~ official duties.

(3) ~~The~~ If the roundup supervisor is not employed by the board of county commissioners, ~~the board of county commissioners~~ shall require from ~~such the~~ roundup foreman supervisor an official bond, in an amount not less than \$2,500 and not to exceed \$5,000, ~~which bond shall that must~~ be conditioned as official bonds of county officers and ~~shall be is~~ subject to all provisions of law applicable to ~~such county officer~~ bonds."

{ Internal References to 81-4-505: None. }

Insert: "Section 34. Section 81-4-509, MCA, is amended to read:

"81-4-509. Proof of ownership -- payment of taxes and penalties -- decision of commissioners on claim. Any A person claiming ~~any an~~ abandoned horse or horses as provided in 81-4-508 shall, within 5 days after serving the notice provided for in 81-4-508, or within ~~such a~~ further time ~~as that~~ the board of county commissioners ~~shall allow~~ allows, upon good cause shown, submit to ~~such the~~ board proof of his ownership and shall deposit

with ~~said~~ the board the amount of any unpaid taxes and penalties which ~~that~~ may be assessed against such the horse or horses, together with ~~the sum of \$5 a \$100~~ roundup fee. The board shall decide all such cases in preference to all other matters coming before it and at the earliest possible moment. If the claim ~~shall~~ be is allowed, the roundup ~~foreman~~ supervisor in charge of such the roundup ~~shall~~ must immediately be notified of such the decision and ~~he the~~ supervisor shall forthwith deliver such the horse or horses as to which ownership shall be so proved to the owner upon payment of any amount due from such the owner for the estimated cost of keeping and feeding such the horse or horses as aforesaid. The deposit made by such the owner of taxes, penalties, and the roundup fee ~~shall~~ must be delivered by the board to the county treasurer. If such the board ~~shall deny~~ denies the claim of ownership, it shall forthwith notify the person in charge of such the roundup of its decision and such the horse or horses as to which such the claim ~~shall be is~~ denied ~~shall~~ must be offered for sale at the earliest convenient session of the sales being held under such the roundup, ~~and if. If the~~ horses are not sold, ~~the same shall they must~~ be destroyed or otherwise disposed of as though no claim had been presented."
{ Internal References to 81-4-509: None. }

Renumber: subsequent section

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